RTD
SERVING NORTH CENTRAL NEW MEXICO

North Central Regional Transit District
Board Meeting
Friday, August 5, 2011

1. CALL TO ORDER:

A regular monthly meeting of the North Central Regional Transit District Board was called to order on the above date by Chair Rosemary Romero at 9:00 a.m. at Santa Fé County Commission Chambers, 102 Grant Street, Santa Fé, New Mexico.

a. Pledge of Allegiance

b. Moment of Silence

c. Roll Call

Roll call indicated the presence of a quorum as follows:

Members Present:	Elected Members	Alternate Designees
Los Alamos County	Councilor Michael Wismer	
Taos County	Commissioner Dan Barrone	Mr. Jacob Caldwell
Santa Fé County	Commissioner Robert Anaya	Ms. Penny Ellis-Green
Rio Arriba County	Commissioner Barney Trujillo	Mr. Tomás Campos
Pojoaque Pueblo	Mr. Tim Vigil [T]	
San Ildefonso Pueblo	Councilman Raymond Martínez	
Santa Clara Pueblo		Ms. Mary Lou Quintana
City of Santa Fé	Councilor Rosemary Romero	

City of Española	Councilor Robert Seeds	
Members Absent:	**Elected Members**	**Alternate Designees**
Los Alamos County		Ms. Anne Laurent
Pojoaque Pueblo		Councilman Cameron Martínez
San Ildefonso Pueblo		Ms. Sandra Maes
Ohkay Owingeh	1st Lt. Gov. Virgil Cata	Ms. Kateri Keevama
Santa Clara Pueblo	Sheriff John Shije	
Tesuque Pueblo	Gov Charles Dorame	Former Gov Milton Herrera
City of Santa Fé		Mr. Jon Bulthuis
City of Española		Councilor Helen Kane-Salazar

Staff Members Present
Ms. Cynthia Halfar, Executive Assistant
Ms. Kelly Muniz, Financial Director
Mr. Jack Valencia, Transit Project Manager
Mr. Peter Dwyer, Counsel for NCRTD
Ms. Annette Velarde, Public Information Officer
Mr. Tony Mortillaro, Interim Executive Director
Ms. Linda Trujillo, Service Development Manager
Mr. Mitch Davenport, Construction Manager

Others Present
Mr. Andrew Jandàček, Santa Fé County
Mr. Greg White, NMDOT
Mr. David Harris, NMDOT
Mr. Chris Barela, Santa Fé County
Commissioner Daniel Mayfield, Santa Fé County
Mr. Jon Bulthuis, Santa Fé Trails
Ms. Karen Heldmeyer
Mayor David Coss, City of Santa Fé
Mr. James Rivera, former Board member

d. Introductions

Those present introduced themselves.

e. Approval of Agenda

Commissioner Anaya requested that item F be moved before item A and asked that an executive session be convened after item F to discuss the Executive Director position. Mr. Martínez seconded the motion.

Mr. Dwyer advised against going into closed session since it was not put on the published agenda for this meeting. He said as little as 24 hour notice could allow it but without such notice, he believed the Board would be in violation of the Open Meetings Act. So they probably should have changed the agenda yesterday.

Chair Romero agreed that in not having an executive session posted on the agenda, it would not be in their best interest to have an executive session but it would be okay to move Item F to be the first item.

Commissioner Anaya objected because it was personnel matters.

Mr. Dwyer said there was a sensitivity on this decision that met with a lot of public scrutiny from the press and others. There was a conscious decision made to note have an executive session in order to show transparency. Having said that, he said the Board members did have the right to say things about personnel in closed session so the Board might want to postpone this matter until the next meeting where they could put an executive session on the agenda. And they could not really change the agenda at this point.

Chair Romero agreed.

Councilor Wismer appreciated the need to discuss personnel matters in closed session and suggested not taking action until an executive session could be posted.

Commissioner Anaya made a substitute motion to amend the agenda with Item F as the first item on the agenda. Councilor Seeds seconded the motion.

Mr. Campos asked if it was illegal.

Mr. Dwyer said he had seen a 24 hour notice before.

Mr. Campos asked if they needed to have it noticed the day before.

Mr. Dwyer said he had never encountered a mayor or chair that wouldn't notice a closed session the day before the meeting.

Councilor Wismer asked if Commissioner Anaya wanted an executive session in this meeting.

Commissioner Anaya said it was frustrating that the Board had to call a special meeting for that. Maybe he would air some of his concerns in the public meeting although it was a personnel matter.

The motion passed by unanimous voice vote with no abstentions.

f. Approval of Board Meeting Minutes - July 15, 2011

Councilor Wismer moved to approve the minutes of July 15, 2011 as presented. Chair Romero seconded the motion and it passed by unanimous voice vote with no abstentions.

2. ACTION ITEMS FOR APPROVAL/DISCUSSION:

F. Executive Director Search Committee Recommendation to the Board

A copy of the score sheet from the interviews for the Executive Director candidates was handed out to the Board members.

Chair Romero said her expectation was that all members had read the process memo that was sent out previous to the meeting. The ideas of succession planning went to the wayside when Josette Lucero left prematurely. At the May 6 meeting the Board approved hiring Mr. Mortillaro as Interim Director.

The Search Committee began work and agreed to develop a matrix based on the job description. They reviewed 24 resumes. Nine of them didn't meet even a minimum of requirements and many others didn't meet a majority of the qualifications. In addition, there was an inaccuracy in the job description for this first search. They had to send out the proper job description and out of that they received 5 apps whose names she listed.

The Committee decided not to narrow it to finalists although she felt it should have been narrowed to 2-3. So they interviewed all 5. It was at the Pojoaque meeting that the Board discussed this.

They set up a process for questions to be asked of the applicants. A long list was honed down.

One requirement was master's degree in business or related field and some experience in government. They had 8 questions and each applicant was given 3 minutes to respond and 5-6 minutes at end for added questions and comments.

Search Committee members were then asked to score according to the matrix. All of this was in the process memo. She believed it also indicated applications received and schedules of interviews. They submitted it all by July 29. On page 3 of the process memo was where they decided to interview all 5.

She opened for discussion first by the Board and then public comment.

Councilor Wismer agreed they should deal first with process.

Commissioner Anaya wanted to hear from the public first before comments by the Board.

Councilor Wismer said there were some scores not reflected here. He asked if the Board would get those scores that were not reflected here.

Chair Romero said there were 6 members of the search committee and Councilor Wismer gave his seat to Rio Arriba so Commissioner Trujillo and Mr. Campos participated. Councilor Seeds didn't participate on the second day.

Councilor Seeds was very disappointed with the process. The committee had a role in creating the job description but he said he was never notified and had problems with the attachments that were sent. Staff were helpful in faxing them to him.

He wished no disrespect to Mr. Mortillaro or Josette Lucero but it seemed like the job description was tailored for Mr. Mortillaro. No one else should have been interviewed. He was troubled about that and didn't know if it was too stringent and just for one person.

He said he participated in the interviews for three applicants and was only told an hour before that it was going to be done over the telephone. He didn't think that was the way it should be done. It should be done in person so he was disgusted with the process and that was why he didn't turn in his score sheets. He could understand some of the negative publicity because of the way things were being done.

Chair Romero said he had a chronology of the search.

Commissioner Anaya asked if she was going to get comments from the public. Chair Romero agreed.

Chair Romero announced that members of the public would be given three minutes each for their statements.

Mr. John Whitbeck said he was a citizen of Santa Fé and was concerned about the process. He had been in northern New Mexico since 1976. His job involved selecting qualified applicants. He had worked with many tribes. Recruiting and selection was part of his job. He provided more details about the nature of his experience and work history.

He began to state who kind of people the NCRTD should be seeking as an executive director and his three minute time limit prevented him from saying anything further.

There were no other speakers from the public.

Chair Romero had asked staff to develop a chronology of the search committee starting on April 1, 2011. She read from the rest of the chronology. She clarified that the process for today was to consider the top applicant, Mr. Mortillaro. If the Board didn't want to undertake that process, she asked them to speak up. The process was only to consider the recommendation of the committee.

Commissioner Anaya asked her to give the composition of the subcommittee and who had selected them.

Chair Romero said that at the Board meeting in Los Alamos she had asked the officers of the Board (Councilor Wismer, Councilor Seeds and herself) and those who chaired the sub committees (Mr. Caldwell and Mr. Vigil) so serve on the search committee. However, Councilor Wismer asked to be excused from that duty and asked if Commissioner Trujillo could take his place. Anne Laurent sat in one meeting and Commissioner Barrone sat in on another meeting.

Commissioner Anaya asked what the length of the interviews was and if some were done in person or all were done on the phone.

Chair Romero said all interviews were done on the phone in order to have more people participating. They were all half hour interviews. Applicants were given about three minutes to respond to each question.

She said Ms. Lauren Reichelt told the Rio Grande Sun that it the interview was fun. At the end there were 5-6 minutes for clarifying or adding information. The 30 minutes seemed sufficient.

Mr. Vigil thought the length was fine.

Mr. Caldwell thought that was accurate. He had gone into it with some skepticism but it was revealing and smooth. It seemed the best option they had.

Commissioner Trujillo also felt the process was accurate and thanked Councilor Wismer for being able to serve. The interviews went smoothly.

Mr. Campos had no comment.

Commissioner Anaya asked if the original applicants or the last five were asked to provide other written information such as a writing sample or a listing of projects on which they worked.

Chair Romero said no. Mr. Briscoe did bring by more information after the interviews that couldn't be accepted because the interviews were closed.

Commissioner Anaya said he had spent several years in management positions himself, He had the privilege and "torture" over the years. A half hour interview in his opinion, based on the scope and capacity of this job, was not adequate. In fairness to those applicants he didn't believe it gave them sufficient opportunity to respond. This job was in the top 5 percentile in pay in this region. That raised some concern for him. He said he had some other comments but was not sure this was the appropriate forum.

Chair Romero acknowledged James Rivera, former board member who came to the meeting.

There were no other board comments.

Commissioner Anaya said if other board members were prepared to go forward, that was okay with him but he would vote no.

Councilor Wismer understood Commissioner Anaya's comments on the size of the job and length of

interview. He had been a manager for a lot of years too and felt the same way. He offered an alternative in the process to see if it would work.

The Board members all had score sheets. He asked if it would work to continue the process and have an interview with the top two or three candidates, whichever the board felt was most appropriate. He truly appreciated what Commissioner Anaya was saying. It was very important to be comfortable with the person the Board would select. He was okay to do this even though it slowed down the process.

Chair Romero asked what the Board thought of the alternative process he proposed.

Commissioner Barrone said the process that was followed was laid out by the Board. There were lots of people with schedules and couldn't be present. But you couldn't see them squirm over the phone. He didn't know if that was fair. But in the present economy it was competitive. They needed to make sure they had the best person. It was not flawless and agreed it probably could have been done better.

Councilman Martínez agreed with the one on one process. Asking questions of the top three candidates would be helpful. With the issues that came up he agreed they needed to take that time to select and go over everything to make this decision.

Commissioner Trujillo echoed those comments. They should be in no hurry. If it was Mr. Mortillaro then the Board should take the time to interview the top three candidates.

Ms. Quintana felt that a one-to-one interview would be best in person rather than on the phone.

Councilor Seeds thought phone interviews were a big problem. His problem was on the job description. He had no interaction on it and no opportunity for input. Staff was telling him that only one person qualified. With all the educated and talented people out of work, that troubled him. He didn't think they gave enough opportunity for people to apply. He would agree with the top three but wised they could start over.

Councilor Wismer asked Councilor Seeds if some of his concerns could be addressed through face to face interviews. He understood they needed a bigger pool but asked if his concerns could be brought out in the interviews.

Councilor Seeds thought so but was not happy that he didn't have any interaction with the job description.

Commissioner Trujillo seconded those thoughts. They recently had 45 applicants for a position that would pay half of this one. He thought their search was very limited but did feel Mr. Mortillaro was very well qualified. It wasn't a good test. He was in favor of interviewing the top three or re-advertising.

Commissioner Anaya had some other comments that were not appropriate for a public meeting. He wanted to have an executive session. He thought it would be great to have the whole board interview the top three. And with Commissioner Trujillo's and Councilor Seed's comments, the Board still had the option to choose one of those three or open it up again.

Commissioner Anaya moved to schedule a meeting in the next two weeks with an executive session first and interviews with the top three applicants as the second part of the meeting. Councilor Wismer seconded the motion.

Mr. Vigil had a concern whether people were not satisfied with the top three candidates.

Chair Romero explained that if the Board chose not to select one of the three, there could be another round and then discuss in executive session and make a decision after that.

Commissioner Anaya asked who the top three candidates were and if they could get the other two scores that were missing. He asked if there would be any harm in doing all five. His assumption was that those five were picked because the committee wanted to consider all five.

Councilor Wismer felt the first round of interviews was done. But he would like to make sure that Commissioner Trujillo and Councilor Seeds agreed with the top three candidates.

Chair Romero read the scores. The top three would continue to reflect those scores.

Councilor Seeds didn't feel comfortable with this process. He was contacted an hour before the first interviews. He wasn't able to participate so he didn't have a chance to score them. Out of professional courtesy he strongly asked that the Board should interview all five.

Chair Romero noted that the bottom two did not meet the qualifications. Everyone had a chance to show up and participate and the top three really went through scrutiny.

Commissioner Barrone thought they did need to start narrowing it down. There was room after the interviews of the top three to go out again if needed.

The motion passed by roll call vote with Los Alamos County, Rio Arriba County, Taos County, Santa Fé County, Pojoaque Pueblo, San Ildefonso Pueblo, Santa Clara Pueblo and City of Santa Fé voting in the affirmative and the City of Española voting against.

A. Resolution 2011-06 - The NCRTD Pay Plan for FY 2012

Mr. Mortillaro explained that this Resolution would simply adopt the existing pay plan that was in effect since 2007. The resolution would make it the FY 2012 plan for the district. They put biweekly and monthly rates as well as annual and specified exempt and non-exempt. There was one that was changed some time ago without board consent. He clarified that this resolution did not provide an increase to any staff member. He said the Finance Sub-committee reviewed it in June.

Mr. Caldwell said Finance had discussed it extensively since that meeting.

Councilor Seeds said they discussed it and discussed it. This pay plan was designed and approved back in 2007 and a fee was paid to create it. With the current economy, he asked if they were obligated to

implement it.

Mr. Dwyer explained that this was just the plan to set pay ranges. The actual raises were dealt with separately.

Mr. Mortillaro agreed. They recruited new staff members based on this pay schedule but no increases were associated with it at all.

Commissioner Barrone thought there was a lot of discussion at the last meeting and why it got put on this agenda. This was just the pay plan and not increases. This just approved the format.

Commissioner Barrone moved to approve Resolution 2011-06 as presented. Councilor Wismer seconded the motion and it passed by unanimous voice vote.

B. Discussion and Consideration of the Distribution of Salary Increases for FY 2012

Mr. Mortillaro said as they discussed last time the confusion on pay plan vs. salary increases and were asked to bring this back. There was a 3% placeholder in the budget so they could bring this to the Board. The RTD provides productivity increases. On the staff member's anniversary date they become eligible with a favorable performance review. In past years that increase had been 3% and that was in the budget for 2012. He asked for the Board's policy directive for 2012.

Section 3.12 of personnel policy was shown here and how those would be distributed. A 3% increase would mean a maximum of $33,000 impact on the budget.

He was asked to look at a COLA or a delay of six months and those impacts were shown in the report.

Mr. Caldwell felt this had been clearly separated. The Finance Committee recommendation was to approve this step. But they said it was important to have this considered by the whole Board and the comments were telling last time.

Commissioner Barrone felt there were too many unknowns for them today. He was waiting for change orders on the new building to come to the Board. Six months down the road after they were in the new facility would be the time to decide that there was money for these raises. Now was not the time.

Councilman Martínez asked if it was up to 3%.

Mr. Mortillaro said no. It would either be zero or 3% and he acknowledged that they needed more flexibility in it.

Councilor Seeds thought this was a hard subject to discuss. They had already discussed it a lot. He clarified that although they deserved a raise they were in tough times. The City had to furlough employees for 14 days and cut money from their city budget. He thought they should hold off and deal with it in six months. He hoped Mr. Mortillaro would find some new routes and new services for the public. They needed

to create a friendlier way for people to use the transit system.

Chair Romero said it behooved the Board to manage the resources the best they could. If they did, they would be able to meet their deficits. Next year would be really tough. The 10 year budget they were putting into place would help the organization grow. They were able to provide services without a cut but it was because they managed their resources very well. She appreciated the work of the Finance Committee to make this clear. Let's continue to manage resources well.

Councilor Wismer agreed it was tough but they could not have routes without people. He thought they needed a compromise here. He believed they needed to provide something and it might be much smaller than anticipated.

Councilor Wismer moved to approve the distribution at 1.5% instead of 3%. Chair Romero seconded the motion.

Commissioner Barrone recalled Councilman Martínez asked the question about 0 and 3%. He asked how they could get around the 3% or nothing.

Mr. Mortillaro said it would become performance of 0 or 1.5%. Either the staff member was meeting the performance or not.

Councilor Seeds said he could not support this. They had too many uncertainties. Some predictions were that this year would be worse. He thought he might be able to support it in six months.

A voice vote was taken and it appeared to be 5-4 in favor.

By roll call vote the motion passed with Los Alamos County, Taos County, Pojoaque Pueblo, Santa Clara Pueblo and City of Santa Fé voting in the affirmative and Santa Fé County, Rio Arriba County, San Ildefonso Pueblo and City of Española voting against. By weighted vote it passed 14-12.

Mr. Mortillaro knew the employees really appreciated this action. He would have to bring back the pay plan with the 1.5% adjustment because it had been set at 3%.

C. Resolution 2011-08: To Seek a Warrant with the New Mexico Public Regulation Commission for the Purpose of Providing Charter Service in the Boundaries of the NCRTD

Councilor Seeds moved to approve Resolution 2011-08. Commissioner Barrone seconded the motion.

Councilor Seeds pointed out that the resolution clarified that the service would not be in competition with other providers. Mr. Valencia agreed.

The motion passed by unanimous voice vote with no abstentions.

D. Approval of The Santa Fé Regional Planning Authority's Transit Service Plan

Mr. Valencia said the RPA's service plan was in the packet. It would continue the 2011 plan except for the Eldorado- Edgewood extension that was being added.

Ms. Ellis-Green explained that the Edgewood route was cut about a year ago. But it was provided through a contract using a 54 passenger bus. Commissioner Anaya requested since the budget was $22,000 that it would come all the way to Santa Fé. He understood from staff that it could be done in that budget. It would use a user as a driver. The RPA would deal with the extra cost for 12 months rather than 9 months for next year.

Chair Romero said the RPA didn't meet last month so any modifications would need their approval. They did approve the $22,000 budget.

Ms. Ellis-Green clarified that the change was to come all the way in to Santa Fé rather than terminating in Eldorado.

Chair Romero hated to override the RPA jurisdiction. She understood the time sensitivity but it was new.

Mr. Bulthuis understood the concern but it would delay the implementation to passengers.

Chair Romero asked how many passengers were anticipated.

Mr. Jandàček said there were fifteen so far.

Mr. Caldwell pointed out that this was approval of the service plan. The services could still be provided to passengers after approval of the service plan.

Mr. Valencia said the route from Edgewood was to start September 6. The RPA was due to meet in August and could address it then. The next meeting of this Board was September 10th so September 6 could be the implementation of the RPA service plan.

Ms. Ellis-Green said the next RPA meeting after that was September 20.

Mr. Valencia said without approval the extended service would start in October.

Mr. Vigil asked if they were going to insure the driver and do a background check for this person.

Mr. Valencia agreed they would require the same background, drug/alcohol testing, defensive driving and mandated training and would pay them as a part time employee. As long as they abided by the requirements the driver would be insured under our policies.

Mr. Vigil asked if this was a one-time deal or if the RTD would continue to follow this process. He asked if they would consider it if another entity would ask for the same arrangement.

Mr. Valencia said that was up to the Board. This was a unique opportunity to serve people. It was the purview of the Board.

Chair Romero added that these plans did go through public scrutiny. It included outreach and marketing and if any changes were needed, it would come back to this Board.

Mr. Valencia reminded them they were looking at a $1.5 million budget and this was about 0.1% of the budget.

Councilor Wismer moved conditional approval of the RPA with the amendment of the route extension subject to the RPA approval. Chair Romero seconded the motion.

Councilor Seeds asked if that meant they wouldn't lose that route and that they would continue the route. Chair Romero agreed.

Commissioner Barrone pointed out that there were savings for it this year but it would need more money in later years. Chair Romero agreed.

The motion passed by unanimous voice vote.

E. Discussion of the NCRTD Minimum Age Requirement Policy

Chair Romero explained that Councilor Seeds brought this back to the Board at the Taos meeting for further consideration.

Mr. Vigil excused himself from the meeting.

Mr. Mortillaro reported that Ms. Trujillo had done some research on it.

Ms. Trujillo said she was asked to come up with information for this discussion. Thirteen was the minimum age limit that the Rio Arriba Transit had. It was lowered by the Board to 10 year olds (4-5 graders).

On the second page of the packet item was a listing of her research. Lowering the age would increase their rider ship and help working parents. But there were behavioral concerns with younger children. At what point did the driver have to become a babysitter was an important question to consider. Especially on longer commutes, a child could jump on at Questa and end up in Santa Fé without parent's knowledge.

Also ten year olds were too short to wear normal seat belts. The child must be able to have posterior at seat back with knees over the seat edge. It was also a concern to know there would be a parent meeting them at their destination.

Chair Romero asked the Board to look at the considerations on page 2.

Councilor Seeds said he brought this up to make sure the Board gave every opportunity for families to use the transit system. Kids get on school buses every day. He thought 13 years was too high. He was open for suggestions but would like to change it.

Chair Romero reminded him the NCRTD age limit was 10. She was kind of uncomfortable with it and was not willing to go lower.

Councilor Seeds asked if a 10 year old child had to get parent permission.

Mr. Mortillaro said no, although a few months ago the Board talked about requiring an ID.

Councilor Seeds asked if a mom and an 8 year old could ride. Mr. Mortillaro agreed.

Ms. Trujillo explained that this was a policy for an unaccompanied child at 10 years.

Councilor Seeds thanked her for the clarification.

DISCUSSION ITEMS

G. Update of the Jim West Regional Transit Center

Mr. Mortillaro said the facility was under construction and reported that some issues were encountered and have had some change orders. They would hear of some more today and what they were doing to try to address them. They hoped for completion in November.

Mr. Davenport reported that all walls were framed and part of them were covered. The windows were installed without glass. The interior was on schedule but on hold with the Buy America issue. The exterior was on hold for the soils solution.

Stoven believed they could complete it by November 11 but only if these two issues were resolved in the week.

Soils there were clay and negatively impacted by moisture. Five borings showed the ground water at 9 feet. Several options were recommended. The first was to use asphalt millings for the base course and then new asphalt but when they tried, their equipment sank into the mud. At 2-3 feet down, the soils were even wetter. There were no leaks causing the problem. They believed it was from the high water table.

Stoven hired an engineer to do the test but it was too wet to do the test. The engineering firm recommended excavating down and putting two layers of a solid material barrier in. It could be done with rock or sand and gravel but those would allow for spot failures. This material would prevent that.

They received a change order and felt the price was too high. He was working with Stoven to reduce it $28,000. It needed to be resolved quickly.

The Buy America provision was that all materials used in the building had to be made in America. The architect specified a bunch of products that didn't meet that requirement. Some of the products that were specified were actually purchased. The rough-in for plumbing was one.

Those were the two change orders. The Board could authorize a delay so he could look for better solutions. They should have used Buy America in the bid.

So far they spent $23,000 in change orders.

Mr. Valencia asked if $150,000 of the change orders were for Silkey Way and the bus area.

Mr. Davenport said the paving of Silkey Way was $83,000 of the total $176,000. There were things they asked for and could choose to do them or not.

Commissioner Barrone asked if the water issue was clearly not a leak.

Mr. Davenport agreed. They determined that the water service on our side of the meter was not leaking.

Commissioner Barrone said there still could be leaks in the line nearby.

Mr. Davenport said they had not ruled that out yet.

Commissioner Barrone asked why no glass in the windows.

Mr. Davenport explained they were store front type windows and glass would get installed later.

Mr. Mortillaro said that Silkey Way was already paved. The bus parking area was the only place where it was base course only.

Councilor Seeds noted the slope was one foot for 80' and wondered why this was not picked up before.

Mr. Davenport said the engineer had done some borings and they did not reflect that the soils were this wet. He could not explain why it was not wet a year and a half ago and wetter now during the drought. But this was the type of soil that acted like a sponge. There was a lot of irrigation in that area. Whether it was the water table or not, this solution for stabilization would take care of it. That change order was currently at $83,000 but he was working with them on a price of $58,000 based on some detail.

Councilor Seeds asked for a copy of why it was changing. Mr. Davenport agreed.

Commissioner Trujillo and Mr. Campos excused themselves from the meeting.

Mr. Mortillaro wanted to consult with Mr. Dwyer briefly on it. They wouldn't just accept them but would ask them to relook at the numbers. He wouldn't sign off without that scrutiny.

Mr. Dwyer pointed out that rejecting them meant both delay and an unhappy contractor. The Board was being alerted to potential problems so if you hear later that there were increased costs or delays - you were apprised right now that there were some problems here. Hopefully this was the last time you would need to hear about it. If the Board didn't pay for the change order, it would cause problems down the line.

Chair Romero said Mr. Davenport would keep the Board apprised and hopefully put that at the beginning of the agenda for the next meeting.

Commissioner Barrone wanted to make sure that all avenues were pursued. When they did the research when they started there was no water. He wondered how it got there during this drought. Either they had a leak or the testing from a year and a half ago wasn't done properly.

Mr. Davenport understood.

Councilor Seeds asked about the problem with prairie dogs there.

Mr. Valencia said he was contacted by a nearby resident about the problem and was being advised on removal procedures.

Mr. Dwyer and Councilor Wismer excused themselves from the meeting.

Chair Romero agreed to share the City of Santa Fé prairie dog procedures with Mr. Valencia.

H. Finance/Regional Coordination & Consolidation subcommittee Report

Chair Romero said the report was in the packet.

Mr. Caldwell had nothing to add to the report. He mentioned that he had been reluctant to accept the chair of that subcommittee because he had just taken the job as county manager. He was still reluctant to have the role.

Chair Romero agreed they twisted Mr. Caldwell's arm. Some of them just need to come back to us to review. She knew everyone was busy.

I. NCRTD Rider ship Report for June 2011

Chair Romero reported they were increasing rider ship so they were doing things right and doing what needed to be done.

Councilor Seeds excused himself from the meeting at this time.

Commissioner Barrone noted that they still had problems with the web page. People went on the web page to figure out a bus schedule and could not figure it out. And nobody could get through on the 800 number. They had riders who wanted to ride but could not figure out how to get on and get off the bus.

J. Budget & Expenditure Report and Status of the FY 2010 Audit

Chair Romero said there had been some scrutiny of the budget and Ms. Muniz had worked hard on it.

Ms. Muniz said all field test work was done on the 2010 audit. They should have draft financial statements by 15th to submit to the State. Then they would start on the 2011 audit in September. She had completed one and a half audits in seven months.

The GRT report was in the packet. They budgeted conservatively and received more than was budgeted.

They just started the fiscal year and were tracking well on finances. They were about where they should be for the fiscal year.

K. Executive Report for July 2011 and Comments from the Executive Director

Mr. Mortillaro said hearings for the NM Rail Runner would begin soon and he had been asked to sit on them.

They had discussions about 599 connections and considered funding that connection or a way to handle it.

Chair Romero said the RTD chose not to be part of Rio Metro board. The City was asking why the RTD didn't have a voice on it. Having Mr. Mortillaro working on the fiscal sustain ability task force was important.

MATTERS FROM THE BOARD

There were no matters from the Board.

MISCELLANEOUS

There were no miscellaneous items.

NEXT BOARD MEETING: September 2, 2011 at 9:00 a.m.

Chair Romero said Labor Day was September 5 but she was holding September 2 on her calendar. It would be difficult to move it to Sept 9th because that was the start of Santa Fé Fiesta.

ADJOURN.

The meeting was adjourned at 11:45 a.m.

Approved by:

Rosemary Romero, Chair

Attest:

Michael Wismer, Secretary

Submitted by:

Carl Boaz, Stenographer